HONOURABLE SMT. JUSTICE T.MEENA KUMARI
&
HONOURABLE SRI JUSTICE G. CHANDRAIAH

WRIT PETITION No:16191 OF 2007

Dated:30.07.2007

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Between:

N.Venkateswararao

..Petitioner

And

The Principal Secretary,
I & CAD Department, Government of A.P.,
Secretariat, Hyderabad and another.

..Respondent.

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HONOURABLE SMT. JUSTICE T.MEENA KUMARI
&

HONOURABLE SRI JUSTICE G. CHANDRAIAH

WRIT PETITION No:16191 OF 2007

ORDER: (per Hon'ble Smt. Justice T. Meena Kumari)

The present writ petition is filed by the petitioner seeking to call for the records pertaining to the order dated 11.7.2007 in O.A.No:3841 of 2007 on the file of the A.P. Administrative Tribunal, Hyderabad and quash the same as illegal and arbitrary and consequently, to direct the respondents to consider the representation of the petitioner dated 25.6.2007 and to continue the petitioner as Executive Engineer in Irrigation Department, I & B at Anantapur up to 31.7.2009.

The petitioner herein is the applicant before the tribunal. On the O.A. filed by the applicant seeking to direct the respondents to alter his date of birth dated 1.8.1951 instead of 1.8.1949 by accepting the statement of his mother and to pass appropriate orders by taking into consideration his representation dated 25.6.2007 in order to continue him in service as Executive Engineer up to 31.7.2009.

The tribunal having observed that the applicant cannot maintain the representation before the authorities on the fag end of his career seeking correction of his date of birth, dismissed the above O.A. Having aggrieved by the same, the present writ petition is filed by the applicant.

The facts that remain undisputed are that the applicant is aged about 57 years. At that stage, the representation of the applicant seeking to alter his date of birth on the ground that in school records, his date of birth was erroneously recorded, cannot be maintained in view of the A.P. Public Employment (Recording & Alteration of date of birth) Rules, 1984 as rightly observed by the Tribunal. In that view of the matter, we feel that the order of the tribunal does not suffer from any illegality and it needs no interference and the writ petition is liable to be dismissed.

Accordingly, the writ petition is dismissed. No costs.

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Justice T. Meena Kumari

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Justice G. Chandraiah

Date: 30th July, 2007
Nn/Gurc.

HONOURABLE SMT. JUSTICE T.MEENA KUMARI
&
HONOURABLE SRI JUSTICE G. CHANDRAIAH

WRIT PETITION No:16191 OF 2007

(Order delivered by the Hon'ble Smt. Justice T. Meena Kumari)

30/07/2007